

***BESTPITCH  
35393***



***ROANOKE CITY COUNCIL  
REGULAR SESSION***

***JUNE 18, 2001  
2:00 P.M.***

***CITY COUNCIL CHAMBER***

***AGENDA FOR THE COUNCIL***

- 1. Call to Order--Roll Call.** Council Members White and Wyatt were absent.

**The Invocation was delivered by The Reverend John S. Johnson, Director of Programs, Rescue Mission.**

**The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Ralph K. Smith.**

**Welcome. Mayor Smith.**

## **NOTICE:**

Meetings of Roanoke City Council are televised live on RVTv Channel 3. Today's meeting will be replayed on Channel 3 on Thursday, June 21, 2001, at 7:00 p.m., and Saturday, June 23, 2001, at 4:00 p.m. Council meetings are now being offered with closed captioning for the hearing impaired.

## **ANNOUNCEMENTS:**

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

THE CITY CLERK'S OFFICE NOW PROVIDES THE CITY COUNCIL AGENDA PACKAGE ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS THE AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT [www.roanokegov.com](http://www.roanokegov.com), CLICK ON THE ROANOKE CITY COUNCIL ICON, CLICK ON MEETINGS AND AGENDAS, AND DOWNLOAD THE ADOBE ACROBAT SOFTWARE TO ACCESS THE AGENDA.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

**ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853-2541 TO OBTAIN AN APPLICATION.**

## **PRESENTATIONS:**

Proclamation declaring November 19 - 23, 2001, as "The Week of the Family".  
**File #3-72**

A Resolution in recognition of the work of Deborah J. Moses, Executive Director of the Hotel Roanoke Conference Center Commission.

**Adopted Resolution No. 35393-061801. (5-0)**  
**File #80-184-247**

Proclamation declaring June 27, 2001, as Mary C. Pickett Day.  
**File #3-80-132**

**2.**

## **CONSENT AGENDA**

**(APPROVED 5-0)**

**ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.**

C-1            Minutes of the regular meeting of Roanoke City Council held on Monday, June 4, 2001.

**RECOMMENDED ACTION:** Dispense with the reading thereof and approve as recorded.

- C-2           A communication from the Honorable Ralph K. Smith, Mayor, requesting a Closed Meeting to discuss vacancies on various authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.1-344 (A)(1), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concur in request.

**File #110-132**

- C-3           A communication from Council Member William D. Bestpitch requesting a Closed Meeting to discuss appointments to a specific committee, pursuant to Section 2.1-344 (A)(1), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concur in request.

**File #110-132**

- C-4           A communication from the Honorable C. Nelson Harris, Chair, City Council Personnel Committee, requesting a Closed Meeting to discuss the performance of two Council-Appointed Officers, pursuant to Section 2.1-344 (A)(1), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concur in request.

**File #132**

- C-5           Minutes of the meeting of the Audit Committee held on Monday, June 4, 2001.

RECOMMENDED ACTION: Receive and file.

**File #110-300**

- C-6           A communication from Robert H. Bird, Municipal Auditor, submitting his notice of retirement as Municipal Auditor for the City of Roanoke, effective September 28, 2001.

RECOMMENDED ACTION: Receive and file the communication and accept the notice of retirement.

**File #184-280**

- C-7           A communication from David A. Bowers, Chair, Passenger Rail Service Committee, transmitting copy of a portion of the Spring 2001 newsletter, *The Inside Track*, with regard to recent statistics on Amtrak ridership and revenues for the first half of fiscal year 2001.

RECOMMENDED ACTION: Receive and file.

**File #340**

- C-8           A communication from the City Manager recommending that a public hearing be advertised for Monday, July 2, 2001, at 2:00 p.m., in connection with an agreement with the YMCA to partner with the City on the development and use of a new facility.

RECOMMENDED ACTION: Concur in request.

**File #100-450**

- C-9           A communication from the Honorable Ralph K. Smith, Mayor, transmitting the 2001 Report of the Board of Equalization.

RECOMMENDED ACTION: Receive and file.

**File #79**

- C-10          Qualification of Nancy F. Canova as a member of the Fair Housing Board for a term ending March 31, 2004.

RECOMMENDED ACTION: Receive and file.

**File #15-110-178**

## **REGULAR AGENDA**

### **3. HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.**

#### **4. PETITIONS AND COMMUNICATIONS:**

- a. A communication from the Honorable Arthur B. Crush, III, Clerk of Circuit Court, recommending acceptance of grant funds, in the amount of \$20,191.00, from the Compensation Board Technology Trust Fund for upgrades to current recordation equipment; and a communication from the City Manager concurring in the recommendation.

**Adopted Budget Ordinance No. 35394-061801 and Resolution No. 35395-061801. (5-0)**  
**File #60-214-472**

- b. A communication from the Roanoke City School Board requesting appropriation of funds to certain school accounts for fiscal year 2001-02; and a report of the Director of Finance recommending that Council concur in the request.

**Adopted Budget Ordinance Nos. 35396-061801 and 35397-061801. (5-0)**  
**File #60-467**

#### **5. REPORTS OF OFFICERS:**

- a. CITY MANAGER:

BRIEFINGS: NONE.

ITEMS RECOMMENDED FOR ACTION:

1. A communication recommending execution of an agreement with the History Museum and Historical Society of Western Virginia to operate the old Crystal Spring Pumping Station Museum, upon certain terms and conditions.

**Adopted Resolution No. 35398-061801. (5-0)**  
**File #216-425-468**

2. A communication recommending appropriation of \$95,000.00 in connection with two transportation projects.

**Adopted Budget Ordinance No. 35399-061801. (5-0)**  
**File #20-60-102-514**

3. A communication recommending acceptance of a Bulletproof Vest Partnership Grant from the U. S. Department of Justice, in the amount of \$14,515.00; and appropriation of funds in connection therewith.

**Adopted Budget Ordinance No. 35400-061801 and**  
**Resolution No. 35401-061801. (5-0)**  
**File #5-60-236-472**

4. A communication recommending acceptance of Emergency Shelter Grant funds for fiscal year 2001-02, in the amount of \$76,000.00, from the U. S. Department of Housing and Urban Development; and appropriation of funds in connection therewith.

**Adopted Budget Ordinance No. 35402-061801 and**  
**Resolution No. 35403-061801. (5-0)**  
**File #60-72-236-178**

5. A communication recommending acceptance of fiscal year 2001-02 funds for the HOME Investment Partnerships Program from the U. S. Department of Housing and Urban Development; and appropriation and transfer of funds in connection therewith.

**Adopted Budget Ordinance No. 35404-061801 and**  
**Resolution No. 35405-061801. (5-0)**  
**File #60-72-236**

6. A communication recommending acceptance of fiscal year 2001-02 funds for the Community Development Block Grant program from the U. S. Department of Housing and Urban Development; and appropriation and transfer of funds in connection therewith.

**Adopted Budget Ordinance No. 35406 on first reading, and Resolution No. 35407-061801 (4-0, Council Member Bestpitch abstained from voting.)  
File #60-178-236**

7. A communication recommending an amendment to the Annual Update to the Consolidated Plan for fiscal year 2000-01.

**Adopted Budget Ordinance No. 35408-061801 and Resolution No. 35409-061801. (5-0)  
File #60-178-236**

8. A communication with regard to Amendment No. 2 with Wiley and Wilson, Inc., for additional design services for the Crystal Spring Treatment Plant.

**Adopted Budget Ordinance No. 35410-061801 and Resolution Nos. 35411-061801 and 35412-061801. (5-0)  
File #53-60-468**

9. A communication with regard to extension of real estate tax exemption to Enterprise Zone One and extension of time of applicability of local incentives to enterprise zones.

**Adopted Ordinance Nos. 35413-061801 and 35414-061801. (5-0)  
File #24-79-178**



10. A communication with regard to Capital Improvements Program funding for fiscal year 2002-2006.

**Adopted Budget Ordinance No. 35415-061801 and Resolution No. 35416-061801. (5-0)  
File #60-217**

**The City Clerk was authorized to advertise a public hearing for Monday, July 16, 2001, at 7:00 p.m., or as soon thereafter as the matter may be heard, to receive citizen input regarding issuance of \$31,245,000.00 in General Obligation Bonds under the Public Finance Act.**

**Council concurred in the need for a future bond sale in the amount of \$36,870,000.00**

11. A communication with regard to fund appropriations totaling \$127,000.00 to the Capital Maintenance and Equipment Replacement Program.

**Adopted Budget Ordinance No. 35417-061801. (5-0)  
File #60-270**

12. A communication with regard to the Summer Food Service Program fund appropriation.

**Adopted Budget Ordinance No. 35418-061801 and Resolution No. 35419-061801. (5-0)  
File #60-178-304**

13. A communication transmitting recommendations of the Cultural Services Committee for fiscal year 2001-02.

**Adopted Budget Ordinance No. 35420-061801. (5-0)  
File #60-394**

14. A communication with regard to bids received by the City for water and wastewater treatment chemicals.

**Adopted Resolution No. 35421-061801. (5-0)**  
**File #468**

15. A communication with regard to bids received by the City for ductile iron water pipe from U. S. Filter Distribution Group, Inc.

**Adopted Resolution No. 35422-061801. (5-0)**  
**File #468-472**

16. A communication with regard to revisions to the Sewer Use Standards.

**Adopted Ordinance No. 35423-061801. (5-0)**  
**File #24-27**

17. A joint communication from the City Manager and the Director of Finance with regard to appropriation of \$4 million from Series 2002 GOB - South Jefferson Street project.

**Adopted Budget Ordinance No. 35424-061801. (5-0)**  
**File #53-60-514**

b. CITY ATTORNEY:

1. A report recommending adoption of a measure to readopt and reenact the Code of the City of Roanoke (1979).

**Adopted Ordinance No. 35425-061801. (5-0)**  
**File #24**

c. DIRECTOR OF FINANCE:

1. A report with regard to budget adjustments in the Risk Management Internal Service Fund.

**Adopted Budget Ordinance No. 35426-061801. (5-0)**  
**File #60-396**

2. A report with regard to appropriation of \$73,200.00 to the 2001-02 Transportation Fund budget to provide for an automated parking ticket system.

**Adopted Budget Ordinance No. 35427-061801. (5-0)**  
**File #5-60-331**

3. A report recommending transfer of funds from completed capital projects to appropriate accounts.

**Adopted Budget Ordinance No. 35428-061801. (5-0)**  
**File #60**

4. A report with regard to appropriation of Roanoke City School Board grants for fiscal year 2001-02.

**Adopted Budget Ordinance No. 35429-061801. (5-0)**  
**File #60-467-236**

## **6. REPORTS OF COMMITTEES: NONE.**

## **7. UNFINISHED BUSINESS:**

- a. A communication from the City Manager recommending adoption of a policy on the sale of land in City-owned watersheds.

**Adopted Resolution No. 35430-061801. (5-0)**  
**File #2-166-468**

## **8. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS: NONE.**

## **9. MOTIONS AND MISCELLANEOUS BUSINESS:**

- a. Inquiries and/or comments by the Mayor, Vice-Mayor and Members of City Council.
- b. Vacancies on various authorities, boards, commissions and committees appointed by Council.

## **10. OTHER HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.**

**CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. IT IS A TIME FOR CITIZENS TO SPEAK AND A TIME FOR COUNCIL TO LISTEN. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED, WITHOUT OBJECTION, IMMEDIATELY, FOR ANY NECESSARY AND APPROPRIATE RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.**

**THE MEETING WAS DECLARED IN RECESS FOR THREE CLOSED SESSIONS.**

**AT 4:00 P.M., COUNCIL MET WITH THE CITY PLANNING COMMISSION AND THE VISION 2001, COMPREHENSIVE PLAN ADVISORY COMMITTEE TO REVIEW THE DRAFT OF THE COMPREHENSIVE PLAN FOR THE CITY OF ROANOKE.**

**AT 5:35 P.M., COUNCIL AND THE CITY PLANNING COMMISSION HELD A JOINT SESSION WITH REGARD TO THE CITY'S DRAFT COMPREHENSIVE PLAN.**

**AT 6:25 P.M., THE MEETING WAS DECLARED IN RECESS AND COUNCIL RECONVENED IN CLOSED SESSION AT 6:30 P.M., IN THE COUNCIL'S CONFERENCE ROOM.**

**AT 6:50 P.M., THE MEETING RECONVENED IN THE COUNCIL CHAMBER.**

**CERTIFICATION OF CLOSED SESSION. (4-0) (COUNCIL MEMBERS HUDSON, WHITE, AND WYATT WERE ABSENT.)**

**COUNCIL APPOINTED THE FOLLOWING PERSONS:**

**Linda Gravely as a member of the Special Events Committee for a term ending June 30, 2002.**

**Sharon Hicks as a member of the Youth Services Citizen Board for a term ending May 31, 2004.**

**Michael Brennan as a member of the Roanoke Arts Commission for a term ending June 30, 2004.**

**George Kegley as a member of the Roanoke Arts Commission to fill the unexpired term of Lu Jean Bedard ending June 30, 2002.**

**AT 6:55 P.M., THE MEETING WAS DECLARED IN RECESS TO BE RECONVENED AT 7:00 P.M.**



***ROANOKE CITY COUNCIL  
REGULAR SESSION***

***JUNE 18, 2001  
7:00 P.M.***

***CITY COUNCIL CHAMBER***

***AGENDA FOR THE COUNCIL***

**Call to Order -- Roll Call.** Council Members Hudson ,White, and Wyatt were absent.

**The Invocation was delivered by Council Member C. Nelson Harris.**

**The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Ralph K. Smith.**

**Welcome. Mayor Smith.**

## **NOTICE:**

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### **A. PUBLIC HEARINGS:**

1. Public hearing on a request of Richard A. Dearing to vacate, discontinue and close a certain public alley extending between Richelieu and Crystal Spring Avenues, S. W. Richard A. Dearing, Spokesperson.

**Adopted Ordinance No. 35431 on first reading. (4-0)  
File #51**

2. Public hearing on a request of Shenandoah Crossing, L. P., that an alley extending between Shenandoah and Centre Avenues, N. W., Official Tax No. 2013606, be permanently vacated, discontinued and closed. Daniel F. Layman, Jr., Attorney.

**Adopted Ordinance No. 35432 on first reading. (4-0)  
File #51**

3. Public hearing on a request of Melrose Properties, L.L.C., that a tract of land located at Melrose Avenue and 24<sup>th</sup> Street, N. W., Official Tax No. 2420205, be rezoned from C-2, General Commercial District, to IPUD, Industrial Planned Unit Development District, subject to certain proffered conditions. David A. McCray, Spokesperson.

**Adopted Ordinance No. 35433 on first reading. (4-0)  
File #51**

4. Public hearing to receive citizen input on a proposed amendment to Roanoke Vision, the City's Comprehensive Development Plan for Roanoke, to include the Melrose-Rugby Neighborhood Plan as an element of said Plan. D. Kent Chrisman, Chair, City Planning Commission.

**Adopted Resolution No. 35434-061801. (4-0)**  
**File #424**

5. Public hearing to receive citizen input on a proposal to convey portions of City owned property located at the Roanoke Centre for Industry and Technology to Blue Hills Golf Corporation (approximately 14,000 square feet) and to Anderson Wade Douthat, *et al.* (approximately 12,000 square feet). Darlene L. Burcham, City Manager.

**Adopted Ordinance No. 35435 on first reading. (4-0)**  
**File #166-207**

6. Public hearing on a request of the City of Roanoke that a certain alley which crosses Official Tax No. 4010213, between Norfolk Avenue, S. E., and property bearing Official Tax No. 4010209, and facing Salem Avenue, be permanently vacated, discontinued and closed. Darlene L. Burcham, City Manager.

**Adopted Ordinance No. 35436 on first reading. (4-0)**  
**File #51**

**B. OTHER HEARING OF CITIZENS:**

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**Robert Gravely, 617 Hanover Avenue, N.W., addressed Council with regard to wages of city employees.**